

DOCKET NO. P05170C1 (NATI15-00050)  
SERIAL NO. 10/769,976  
PATENT

**REMARKS**

Claims 2-21 were pending in this application.

Claims 2, 10, and 18 have been rejected.

Claims 3-9, 11-17, and 19-21 have been objected to.

No claims have been amended.

Claims 2-21 remain pending in this application.

Reconsideration and full allowance of Claims 2-21 are respectfully requested.

**I. DOUBLE PATENTING REJECTION**

The Office Action rejects Claims 2, 10, and 18 under the judicially created doctrine of obviousness type double patenting. In particular, the Office Action rejects Claims 2, 10, and 18 as being unpatentable over Claims 3, 14, and 19 of U.S. Patent No. 6,686,809. The Applicants have included a Terminal Disclaimer with this RESPONSE TO OFFICE ACTION. The Applicants respectfully submit that this Terminal Disclaimer overcomes the double patenting rejection.

Accordingly, the Applicants respectfully request withdrawal of the double patenting rejection and full allowance of Claims 2-21.

The Commissioner is hereby authorized to charge \$130.00 for the Terminal Disclaimer filing fee to Deposit Account No. 50-0208.

DOCKET NO. P05170C1 (NAT115-00050)  
SERIAL NO. 10/769,976  
PATENT

II. **CONCLUSION**

The Applicants respectfully assert that all pending claims in this application are in condition for allowance and respectfully request full allowance of the claims.

DOCKET NO. P05170C1 (NATTI5-00050)  
SERIAL NO. 10/769,976  
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**SUMMARY**

If any issues arise, or if the Examiner has any suggestions for expediting allowance of this application, the Applicants respectfully invite the Examiner to contact the undersigned at the telephone number indicated below or at [wmunck@davismunck.com](mailto:wmunck@davismunck.com).

The Commissioner is hereby authorized to charge any additional fees connected with this communication (including any extension of time fee) or credit any overpayment to Davis Munck Deposit Account No. 50-0208.

Respectfully submitted,

DAVIS MUNCK, P.C.

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